U.S. Application No. 09/940,982

<u>REMARKS</u>

The Applicants request reconsideration of the Notice of Non-Compliant Amendment Under 37 CFR 1.121.

The proper deletions have been made to claim 1 to fully comply with the requirements of 37 CFR 1.121(c)(2).

To the extent necessary, Applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of Brundidge & Stanger, P.C., Deposit Account No. 50-4888 (referencing attorney docket no. NIT-295).

Respectfully submitted,

BRUNDIDGE & STANGER, P.C.

/Daniel J. Stanger/
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